

17439 U.S. PTO  
022404

**PATENT APPLICATION**

Atty Ref. No. IHS002.A

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

ADNAN SHENNIB, ET AL.

Serial No.: Not yet assigned  
(Continuation of U.S. Ser. No. 09/303, 086)

Filed: Herewith

Title: CANAL HEARING DEVICE  
WITH TUBULAR INSERT

Group Art Unit: 2643 (presumed)

Examiner: Dionne Harvey (presumed)

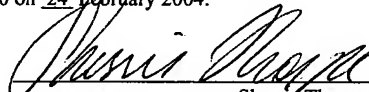
Fremont, CA 94560

24 February, 2004

16834 U.S. PTO  
10/786502  
022404

**CERTIFICATION UNDER 37 C.F.R. §1.10**

I hereby certify that this Document (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee," Mailing Label Number ER 563 415 572 US in an envelope addressed to: Mail Stop PATENT APPLICATION, Hon. Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450 on 24 February 2004.

  
Sherry Thorpe

**REQUEST FOR FILING A CONTINUATION APPLICATION**  
**UNDER C.F.R. §1.78(a) and FEE CALCULATION FORM**

Mail Stop PATENT APPLICATION  
Hon. Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

1. This application for a utility patent is a Continuation of U.S. Ser. No. 09/303,086 filed 29 April 1999, for which Applicants claim the benefit of priority, and contains:

35 page(s) of Specification; 1 page(s) of Abstract;

26 page(s) of Claims; 11 page(s) of Drawings;

2. Attached herewith is a Preliminary Amendment (14 pp.) for entry in the instant application.

3. Inventors/Applicants

First Inventor:

ADNAN AHMED SHENNIB  
39440 Civic Center Drive #422  
Fremont, CA 94538  
Citizenship: U.S.A.

Second Inventor: RICHARD CARL URSO  
15 Bennet Road  
Redwood City, CA 94062  
Citizenship: U.S.A.

4. Title of the Invention

CANAL HEARING DEVICE WITH TUBULAR INSERT

5. Oath or Declaration and Assignment

A copy of the oath and declaration from the parent application are included herewith, as is a copy of the Assignment from iHear Systems to InSound Medical, Inc. (5 pp. total).

6. Small Entity Statement

Applicants and Assignee are small entities (37 C.F.R. §1.9(f) & §1.27(a)) and qualify for reduction in the payment of applicable fees.

7. Payment of Fees

Payment in the amount of three hundred, eighty five dollars (\$385.00) is attached herewith in the form of PTO Credit Card Payment Form PTO-2038 (submitted in duplicate) to cover the filing fee for a Continuation Application for Patent for a small entity (37 C.F.R. §1.16(a-c)). The filing fee is calculated, accounting for cancellation of claims by the Preliminary Amendment as follows:

	Claims After Amdmt.		Highest No. Prev. Pd. For	Extra	Present Rate (Small Entity)	Base Fee \$385.
Total:	22	minus	127 =	0	x \$9 =	\$ 0.
Indep.:	4	minus	4 =	0	x \$43 =	<u>\$ 0.</u>
TOTAL FILING FEE:						\$385

8. Power of Attorney and Correspondence Address

The following attorney is authorized to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Sharon R. Kantor

Reg. No. 34,100

Customer No. 33,779

Kindly direct all future correspondence to:

Sharon R. Kantor  
c/o: InSound Medical, Inc.  
37500 Central Court  
Newark, CA 94560

Telephone: 510.792.4456  
Operator: 510.792.4000  
Facsimile: 510.792.4050

Respectfully submitted:

  
Sharon R. Kantor, Reg. No. 34,100  
Attorney for Applicants

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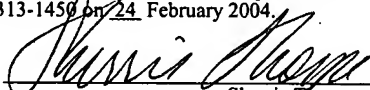
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Sherrie Thorpe

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DATE OF DEPOSIT: 24 February 2004

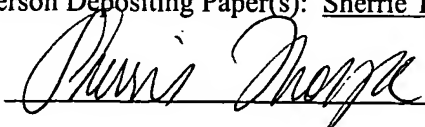
I hereby certify that the enclosed:

1. Postcard Filing Receipt;
2. Credit Card Payment Form PTO-2038 (in duplicate);
3. Request for Filing a Utility Patent Application (Continuation) (37 C.F.R. §1.78(a)) with small entity assertion and Fee Calculation and Transmittal;
4. Original Specification for Utility Application, comprising:  

<u>35</u> pages Specification;	<u>1</u> pages Abstract;
<u>26</u> pages Claims;	<u>11</u> pages Drawings
5. Preliminary Amendment (14 pp.)
6. Copy of oath and declaration from parent application, along with copy of Assignment from /Hear Systems to InSound Medical, Inc. (5 pp. total).

are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" under 37 C.F.R. 1.10 on the date indicated above, addressed to: Mail Stop PATENT APPLICATION, Hon. Commissioner for Patents, P.O.Box 1450, Alexandria, VA 22313-1450.

Name of Person Depositing Paper(s): Sherrie Thorpe

Signature: 

Date: 24 February 2004